

Because the Court previously struck the Second Amended Complaint, *see* Doc. [12], and because Plaintiffs improperly filed their Third Amended Complaint, as discussed in this Memorandum and Order, the controlling complaint in this action is the “Amended Complaint,” filed on April 12, 2023, *see* Doc. [5]. If Plaintiffs seek the Third Amended Complaint to be the controlling complaint in this action, Plaintiffs shall file an appropriate motion to file the Third Amended Complaint, in compliance with Federal Rule of Civil Procedure 15(a)(2) and this Memorandum and Order. The Court will allow Plaintiffs seven (7) days to file such motion.

IT IS HEREBY ORDERED that Plaintiffs shall, by **August 23, 2023**, file an appropriate motion with the Court seeking to file the Third Amended Complaint. *See* Federal Rule of Civil Procedure 15(a)(2). Failure to comply with this Order shall result in the Court striking the Third Amended Complaint from the record.

Dated this 16th day of August, 2023.

A handwritten signature in black ink, appearing to read 'MATTHEW T. SCHELP', written over a horizontal line.

MATTHEW T. SCHELP
UNITED STATES DISTRICT JUDGE